

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No.: 10/796,451

Conf. No. 2422

Applicant: Adnan BADWAN

Filed: March 9, 2004

VIA EFS WEB E-FILING

on August 7, 2007

Title: Non-Hygroscopic Pharmaceutical  
Compositions Containing Non-Hydrated  
Quinoline Carboxylic Acids

Art Unit: 1609

Examiner: Tristan J. Mahyera

Docket No.: 8276.85943

Customer No.: 22242

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents  
Post Office Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In response to the Action mailed July 10, 2007, Applicants provide the following remarks. The Examiner has requested restriction of examination to one of two groups. The first group comprises claims 1-13 drawn to a composition containing at least one quinoline carboxylic acid antibacterial agent and a stabilizer selected from the group consisting of inorganic acids, apparently classified in Class 424, Sub-Class 470. Group comprises claims 14-19 drawn to a tablet and a method of preparing the tablet containing at least one quinoline carboxylic acid antibacterial agent and a stabilizer selected from the group consisting of inorganic acids, apparently classed in Class 424, Sub-Class 470.


The Applicant's respectfully request Group 1 comprising claims 1-13, drawn to a composition containing at least one quinoline carboxylic acid antibacterial agent and a stabilizer selected from the group consisting of inorganic acids, apparently classified in Class 424, Sub-Class 470, with traverse. Further, the Examiner has requested election of species to specific carboxylic acid antibacterial agent as listed on page 2 of the Specification. Applicant's respectfully elect the species of quinoline carboxylic acid as Norfloxacin, with traverse. The basis for both Applicant's traversals is that they do not necessarily wish to be bound by the Examiner's rationale in requesting restriction of examination or election of species.

Applicants reserve the right to file one or more divisional applications on non-elected subject matter.

Favorable consideration of all claims pending herein is respectfully request.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

By:   
John J. Gresens  
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Dated: August 7, 2007

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